

MAYOR AND COUNCIL ADMINISTRATIVE ACTION REPORT AND SUMMARY

MAYOR AND COUNCIL - REGULAR MEETING
NOVEMBER 8, 1999

FROM: CITY MANAGER _____

1. ROLL CALL: 7:30 p.m.

COUNCIL MEMBERS PRESENT: Mayor George Miller, Vice-Mayor Janet Marcus, Council Members Jose J. Ibarra, Jerry Anderson, Shirley C. Scott and Fred Ronstadt, Kathleen S. Detrick, City Clerk

ABSENT/EXCUSED: Council Member Steve Leal

STAFF MEMBERS: Luis G. Gutierrez, City Manager
John Nachbar, Deputy City Manager
Thomas J. Berning, City Attorney

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Pastor Peter Vaught, Desert Skies United Methodist Church, after which the Pledge of Allegiance was presented by the entire assembly.

PRESENTATIONS:

A. Mayor Miller proclaimed November 14-20, 1999 to be "American Education Week".

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>3. <u>C O N S E N T A G E N D A</u></p> <p>*****ITEMS "C(7) and C(9)" WERE DELETED FROM THE CONSENT AGENDA *****</p> <p>A. REAL PROPERTY: ACQUISITION, VACATION AND EXCHANGE OF HERBERT AVENUE RIGHT-OF-WAY FOR REALIGNMENT – NOV8-99-585</p> <p>ORDINANCE NO. 9311</p>	<p><u>DIR. OF TRANS</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

<p>B. APPROVAL OF MINUTES: OCTOBER 18, 1999</p>	<p><u>CITY OF CLERK</u></p>
<p>C. LIQUOR LICENSES – NOV8-99-584</p> <p>City No. EP53-99 City No. T110-99 City No. T114-99 City No. 090-99 City No. T091-99 City No. 106-99 City No. T117-99</p>	<p><u>CITY CLERK</u></p>
<p>Council Member Scott MOVED, SECONDED by Council Member Ibarra that items on the Consent Agenda (Excepting “C(7) and C(9)”) be approved and/or adopted and proper action taken.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Leal absent/excused).</p>	
<p>C. LIQUOR LICENSES – NOV8-99-584</p> <p>(7) APPLEBEE’S NEIGHBORHOOD GRILL AND BAR, APPLICANT: KURTIS S. MONTGOMERY, 4625 E. GRANT ROAD, NEW LICENSE, SERIES 12, CITY NO. 092-99, WARD 2</p> <p>This item was continued for one week at the request of Council Member Anderson.</p> <p>(9) RAMADA INN – UNIVERSITY, APPLICANT: H.J. EWKOWITZ, 1601 N. ORACLE RD., NEW LICENSE, SERIES 11, CITY NO. 082-99, WARD 5 (CONT’D FROM THE MEETING OF OCTOBER 25, 1999</p> <p>Council Member Scott MOVED, SECONDED by Council Member Ibarra that staff be directed to forward this application to the State Liquor Board with a recommendation for denial.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 0 (Council Member Leal absent/excused).</p>	<p><u>CITY CLERK</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

8. PUBLIC HEARING: TUCSON CODE (CHAPTER 29) AMENDING THE WATERCOURSE, AMENITIES, SAFETY AND HABITAT (W.A.S.H.) ORDINANCE, PANTANO CHRISTIAN CHURCH – HOUGHTON ROAD AND 29TH STREET (HIDDEN HILLS WASH TRIBUTARY) – NOV8-99-583

ORDINANCE NO. 9312

Council Member Scott MOVED, SECONDED by Council Member Ibarra to close the public hearing.

Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused).

Council Member Scott MOVED, SECONDED by Council Member Ronstadt to pass and adopt Ordinance No. 9312 with the following conditions included:

1. A 25-foot buffer zone to the north with staggered, native trees, vegetation and an attempt at water harvesting where possible.
2. When new parking is developed, the lighting should be shielded or down directed to reduce spillover to adjacent properties and light poles shall not be higher than 25 feet.
3. The tributary to the Hidden Hills Wash be preserved as much as possible.
4. The developer should work with the neighborhood residents and address issues of retention / detention with regards to water.

Motion PASSED by a vote of 5 to 1 (Council Member Anderson dissenting, Council Member Leal absent/excused).

DIR. OF PLANNING

RECESS: 8:50 P.M.

RECONVENE: 8:55 P.M.

MAYOR AND COUNCIL: ALL PRESENT (EXCEPT COUNC. LEAL
ABSENT/EXCUSED AND VICE-MAYOR
MARCUS ARRIVED AT 8:57 P.M.)

STAFF: ALL PRESENT

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

7. PUBLIC HEARING: ZONING (C9-98-25) STARR PASS AND MOUSSA – STARR PASS BOULEVARD, SR AND R-1 TO C-1 AND R-1 TO SR, ZONING EXAMINER’S REPORT (CONTINUED FROM THE MEETING OF OCTOBER 25, 1999) – NOV8-99-590

Council Member Ibarra MOVED, SECONDED by Council Member Ronstadt that Mayor and Council close the public hearing.

Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused).

Council Member Ibarra MOVED, SECONDED by Council Member Ronstadt that the Mayor and Council authorize the rezoning of Block 25 and the portions of Block 5 and Block 13A, consisting of tax parcels numbers, 116-271490 and 116273830 respectively and not including tax parcel 116-28-006E (known as Moussa property) or, tax parcel 116271630 (Block 17). Condition A should be amended to state the following:

1. Developer is required to install a center turn lane and bike lanes on Anklam Road from Shannon to Players Club Drive, to provide a minimum 46-foot pavement section and to modify the drainage structure beneath Anklam Road or over Anklam Wash to accommodate the street improvements, and to construct a five-foot wide pedestrian refuge area on each side of the road.
2. The Developer will contribute \$150,000 to cover the cost of the above improvements. In addition, the Developer shall fund the improvement design of Anklam done by either Collins and Pena, or an engineer designated by the Developer with the City of Tucson administering and constructing the project.
3. Up to 250 Marriot timeshare casitas be built on 32 and a half acres on the west side of Block 25 in conjunction with the proposed Marriot Hotel. None of the 250 casitas can be locked out to create two rentals within one casita, (i.e., each two bedroom unit must be sold and rented as a single unit). The seven and a half acres on the east side of Block 25, which was to contain time share casitas will become open space and the remaining land in Block 25 would either remain undeveloped or be used as a golf course.
4. The rezoning will limit access to the facilities of Starr Pass, (i.e., once a week access for each week sold).

DIR. OF PLANNING
DIR. OF TRANS

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

7. PUBLIC HEARING: ZONING (C9-98-25) STARR PASS AND MOUSSA – STARR PASS BOULEVARD, SR AND R-1 TO C-1 AND R-1 TO SR, ZONING EXAMINER’S REPORT (CONTINUED FROM THE MEETING OF OCTOBER 25, 1999) – NOV8-99-590

Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused).

4. ELECTIONS: CANVASSING RETURNS AND DECLARING RESULTS OF THE NOVEMBER 2,1999 GENERAL ELECTION FOR THE OFFICES OF MAYOR AND WARDS I, II AND IV – NOV8-99-586

RESOLUTION NO. 18426

Council Member Scott MOVED, SECONDED by Council Member Ibarra that Mayor and Council pass and adopt Resolution No. 18426.

Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused).

CITY CLERK

5. ELECTIONS: CANVASSING RETURNS AND DECLARING RESULTS OF THE NOVEMBER 2, 1999, SPECIAL ELECTION REGARDING PROPOSITIONS 100, 101 AND 200 – NOV8-99-587

RESOLUTION NO. 18427

Council Member Ronstadt MOVED, SECONDED by Council Member Scott that Mayor and Council pass and adopt Resolution No. 18427.

Motion PASSED by a vote of 6 to 0 (Council Member Leal absent/excused).

CITY CLERK

AGENDA ITEM /MAYOR AND COUNCIL ACTION

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6. PUBLIC HEARING: SPECIAL EXCEPTION LAND USE REQUEST
– US WEST WIRELESS – 1944 EAST ALLEN ROAD –
COMMERCIAL SERVICES – COMMUNICATIONS USE (TYPE III
LEGISLATIVE REVIEW), O-3 ZONE, ZONING EXAMINER’S
REPORT (SE-99-03) (CONT’D FROM THE MEETING OF AUGUST
2, 1999) – NOV8-99-588

Council Member Ibarra MOVED, SECONDED by Council Member
Ronstadt that Mayor and Council close the public hearing.

Motion PASSED by a vote of 6 to 0 (Council Member Leal
absent/excused).

Council Member Anderson MOVED, SECONDED by Council Member
Ronstadt that Mayor and Council deny the Special Exception Land Use
request.

Motion FAILED by a vote of 3 to 3 (Mayor Miller, Vice-Mayor Marcus
and Council Member Scott voting “nay”, Council Member Leal absent
excused).

Mayor Miller suggested this item be brought back in one week.
There was not consensus to do so.

DIR. OF PLANNING

9. APPOINTMENTS TO BOARDS, COMMISSIONS AND
COMMITTEES – NOV8-99-589

None.

(Council Member Ronstadt departed at 9:48 p.m.)

CITY CLERK

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

10. CALL TO THE AUDIENCE, FOR PERSONS DESIRING TO SPEAK

1. Mr. Warren Garrison addressed the Mayor and Council regarding loud music and noise in neighborhoods.

11. ADJOURNMENT: 9:54

The next scheduled meeting of the Mayor and Council will be held on Monday, November 15, 1999, at 2:00 p.m., in the Mayor and Council Chambers, 255 West Alameda, Tucson, Arizona.